IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction
Dated : Nainital the 19th day of October ,2002
Order on the Bail Application

CRIMINAL SIDE

(1) Rakesh son of Than Singh, Resident of village Nayagaon Lakhanpur, P.S. Bazpur, district Udham Singh Nagar and (2) Chandra Pal son of Sri Gobardhan, resident of village Nayagaon Lakhanpur, P.S. Bazpur, District Udham Singh Nagar.

……..Applicant(s)

Versus

State of Uttaranchal. ……Opposite Party

Arising out of – Case crime no. 348 of 2002,
Under section 304 I.P.C.
P.S. Bazpur,
District Udham Singh Nagar

By the Court

Hon'ble Irshad Hussain,J.

Heard the learned counsel for the applicant and the learned Addl.G.A.

The applicants-accused are not the named assailants in the F.I.R. There is said to be only circumstantial evidence of last seen against them. Considering the totality of circumstances of the case, I find it to be fit case for bail.

Let the applicants (1) Rakesh son of Than Singh, resident of village Nayagaon Lakhanpur , P.S. Bazpur, district Udham Singh Nagar and (2) Chandra Pal son of Sri Gobadhan, resident of village Nayagaon Lakhanpur, P.S. Bazpur, District Udham Singh Nagar be released on bail in case crime no. 348 of 2002, under section 304 I.P.C., P.S. Bazpur District Udham Singh Nagar on their each filing a personal bond and adequate sureties each to the satisfaction of C.J.M. , Udham Singh Nagar.

(**Irshad Hussain,J.)**

19.10.02/B.